

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

UNITED STATES of AMERICA

v.

Criminal No. 10-114 (KSH)

KENNETH LOWSON,
a/k/a "Money,"
KRISTOFER KIRSCH,
a/k/a "Robert Woods,"
JOEL STEVENSON, AND
FAISAL NAHDI,

Defendants

ORDER

Defendants Lowson, Kirsch, and Stevenson having moved to dismiss [D.E. 39] Superseding Indictment [D.E. 28]; the Court having read the submissions of counsel for the government, the defendants, and Amici [D.E. 41 Ex. 2]; and the Court having further heard from counsel at oral argument held September 27, 2010; and good cause appearing,

It is on this 12th day of October, 2010,

ORDERED that the motion of Electronic Frontier Foundation, the Association of Criminal Defense Lawyers of New Jersey, et al., to be heard as Amici Curiae is granted; and it is further

ORDERED that for the reasons expressed in the written opinion of the Court filed herewith, the defendants' motion to dismiss the Superseding Indictment is denied.

/s/ Katharine S. Hayden

Katharine S. Hayden, U.S.D.J.